



IFW

Docket No.: 21.1924

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Sumiyo Okada

Serial No. 09/336,706

Group Art Unit: 2152

Confirmation No. 7969

Filed: June 21, 1999

Examiner: Beatriz Prieto

For: MESSAGE DISPLAY METHOD AND INFORMATION EXCHANGE SYSTEM AND
STORAGE MEDIUM

RESPONSE TO NOTICE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The Examiner issued a Notice mailed October 25, 2005.

In the Notice the Examiner alleged that the USPTO rules and guidelines had not been followed and, in particular in paragraphs numbered 1-4, that the previously filed amendment has not indicated where support for certain claim limitations can be found in the application alleging that the MPEP requires that the applicant point out such support. With respect to the Notice paragraphs 1-4, first it is noted that the MPEP is a guideline for examination and not a rule which the applicant must follow and the Examiner's requirement is traversed for this reason. Second, the MPEP uses terminology of suggestion ("should") as has been particularly quoted by the Examiner and the Examiner's requirement is traversed as outside the authority of the Examiner to require. Third, the applicant actually did point out support for the claimed invention on page 8 of the Response at the end of the third beginning paragraph. In particular the Applicant called the Examiner's attention to application page 9 where support for the limitations of concern to the Examiner can be found.

The Examiner's requirement of paragraphs 1-4 is respectfully traversed.

In the Notice in paragraphs 5 and 6 the Examiner makes assertions concerning claim interpretation to which no response is required as no requirement has been made.

The Examiner is respectfully requested to reexamine the application as previously requested.

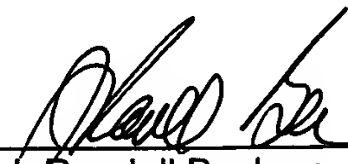
Respectfully submitted,

STAAS & HALSEY LLP

Date:

11/8/5

By:


J. Randall Beckers
Registration No. 30,358

1201 New York Avenue, NW, Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501